n et al. Attorney's Docket No.: 16156-031001 / AHP97254

Applicant: Robert J. Steffan et al.

Serial No.: 10/733,507

Filed: December 10, 2003

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REMARKS

Claims 1, 2, 4, 5, 7-10, 14-18, and 21-28 are pending. Applicants have amended claims 1, 2, and 28, canceled claims 4, 5, 7-10, 15-18, and 21-27 without prejudice, and added claims 29-32. Claims 1, 2, 14, 28, and 29-32 will therefore be pending upon entry of the proposed amendments and consideration of the foregoing remarks.

Claims 1, 2, and 28 have been amended to remove nonelected subject matter. Claim 1 has also been amended to replace the term "agents" with the term "agent" as suggested by the Examiner. Support for new claims 29-32 can be found throughout the Specification, e.g., at page 1, lines 7-10, and in claims 1, 2, 14, and 28 as originally filed.

Applicants have amended the Specification to update the status of the parent applications as requested by the Examiner.

These amendments introduce no new matter.

Election/Restriction

The Examiner has indicated that claim 14 is drawn to nonelected subject matter and is therefore withdrawn from consideration. The presently elected restriction group (Group II) includes "instances where R is a 1,2-thiazole" (Office Action, page 2; and Restriction Requirement dated May 6, 2004, page 2). Claim 14 is directed to the compound, 1-(5-chloro-2-methyl-phenyl)-3-(3-methyl-isothiazol-5-yl)-thiourea, which has the structure shown below:

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The thiourea covered by claim 14 corresponds to a compound of formula (I) in which variable "R" is a 1,2-thiazole group (the 1,2-thiazole group is circled in the structure provided above). Applicants submit that claim 14 is therefore drawn to elected subject matter and respectfully request that claim 14 be examined concurrently with claims 1, 2, and 28.

Rejection under 35 U.S.C. 112, Second Paragraph

Claim 1 is rejected for being indefinite because "the plural 's' on 'agents' makes claim 1 read on mixtures rather than specific compounds" (Office Action, page 2). This rejection is most in view of the amendment to claim 1.

Applicants submit that all claims are in condition for allowance.

No fee is believed due. Please apply any charges or credits to deposit account 06-1050, referencing Attorney Docket No.: 16156-031001.

Respectfully submitted,

Date: September 27, 2004

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